

05-1126 BELL ATLANTIC CORP., ET AL. V. TWOMBLY, ET AL.

LOWER COURT CASE NUMBER: 03-9213

DECISION BELOW: 425 F.3d 99 (2nd Cir. 2005)

QUESTION PRESENTED

Whether a complaint states a claim under Section 1 of the Sherman Act, 15 U.S.C. § 1, if it alleges that the defendants engaged in parallel conduct and adds a bald assertion that the defendants were participants in a "conspiracy," without any allegations that, if later proved true, would establish the existence of a conspiracy under the applicable legal standard.

Cert. Granted 6/26/06